DATE OF ORDER:- 24.07.2007

HON'BLE MR. DINESH MAHESHWARI,J.

Mr.Chaitanya Gehlot, for the petitioner.

Learned counsel for the petitioner frankly submitted that the issue sought to be raised in this matter about commencement afresh of the tenancy after increase of the rent by agreement of the parties has already been set at rest by the Division Bench decision of this Court rendered on 16.12.2005 in the case of Sanjay Kumar Vs. The President Officer, Appellate Rent Tribunal, Churu & Ors.; D.B.Civil Special Appeal (Writ) No. 381/2005 wherein the Hon'ble Division Bench has held that merely because the terms of tenancy relating to rent stood modified by agreement of the parties, it cannot be said that new tenancy commenced from such date (of modification of rent); and that the revision of rent has to be workout treating the initial date of tenancy as the reckoning date.

In view of the aforesaid Decision of Hon'ble Division Bench dated 16.12.2003, learned counsel frankly conceded that no further submissions could reasonably be made in support of this writ petition.

The writ petition fails and is, therefore, dismissed summarily.

(DINESH MAHESHWARI),J.

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